

CITY CLERK DEPT. CITY OF EL PASO, TEXAS  
AGENDA ITEM  
10 MAY 20 PM 2:54 DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Financial Services

AGENDA DATE: Regular Agenda, May 25, 2010

CONTACT PERSON NAME AND PHONE NUMBER: Liza Ramirez-Tobias (915) 541-4074

DISTRICT(S) AFFECTED: All

**SUBJECT:**

Approve the Intervention of Western Refining, Inc. in the matter of the Application of El Paso Electric Company to Change Rates, filed December 9, 2009.

**BACKGROUND / DISCUSSION:**

Western Refining filed a request to intervene in the rate proceeding pending before the City Council. As an intervenor, Western Refining would have party status and be able to appeal a ruling of the City Council on the rate case to the PUC. Since Western Refining represents a customer class within the which is not otherwise represented, it would have standing to intervene. Therefore, granting the intervention is recommended.

Copies of the Intervention are attached.

**PRIOR COUNCIL ACTION:**

City Council approved a resolution on December 22, 2009 suspending the effective date of the Statement of Intent to Increase rates.

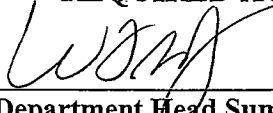
**AMOUNT AND SOURCE OF FUNDING:**

N/A

**BOARD / COMMISSION ACTION:**

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**

  
(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

*Information copy to appropriate Deputy City Manager*